

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

HECTOR HUGO TALAVERA-  
HERNANDEZ,

Petitioner,

v.

JEFFREY UTTECHT,

CASE NO. 2:21-cv-00012-RSM-BAT

**ORDER OF DISMISSAL**

Having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, any objections or responses to that, and the remaining record, the Court finds and ORDERS:

(1) The Court ADOPTS the Report and Recommendation.

(2) The habeas petition (dkt. 5) is dismissed and issuance of a certificate of appealability is denied. The motions to compel and for vicarious exhaustion are denied. Dkts. 6 and 7.

(3) The Clerk is directed to send copies of this Order to petitioner.

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1 Dated this 12<sup>th</sup> day of February, 2021.

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5 RICARDO S. MARTINEZ  
6 CHIEF UNITED STATES DISTRICT JUDGE  
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